

In re:
Leslie Klein
Debtor

Case No. 23-10990-SK
Chapter 11

CERTIFICATE OF NOTICE

District/off: 0973-2
Date Rcvd: Mar 10, 2023

User: admin
Form ID: pdf042

Page 1 of 2
Total Noticed: 1

The following symbols are used throughout this certificate:

Symbol	Definition
+	Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Mar 12, 2023:

Recip ID	Recipient Name and Address
db	+ Leslie Klein, 322 N. June Street, Los Angeles, CA 90004-1042

TOTAL: 1

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.
Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI).

NONE

BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, *duplicate of an address listed above, *P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

NONE

NOTICE CERTIFICATION

I, Gustava Winters, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Mar 12, 2023

Signature: /s/Gustava Winters

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on March 10, 2023 at the address(es) listed below:

Name	Email Address
Dane W Exnowski	on behalf of Interested Party Courtesy NEF dane.exnowski@mccalla.com bk.ca@mccalla.com,mccallaecf@ecf.courtdrive.com
Greg P Campbell	on behalf of Interested Party Courtesy NEF chl1ecf@aldridgepите.com gc@ecf.inforuptcy.com;gcampbell@aldridgepите.com
John P. Ward	on behalf of Creditor U.S. Bank N.A., as Trustee for Velocity Commercial Capital Loan Trust 2018-2 jward@attleseystorm.com, ezhang@attleseystorm.com
Joshua L Scheer	on behalf of Creditor Ajax Mortgage Loan Trust 2021-D Mortgage-Backed Securities, Series 2021-D, by U.S. Bank National Association, as Indenture Trustee jscheer@scheerlawgroup.com, jscheer@ecf.courtdrive.com
Mark M Sharf (TR)	mark@sharflaw.com C188@ecfcbis.com;sharf1000@gmail.com

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Michael Jones

on behalf of U.S. Trustee United States Trustee (LA) michael.jones4@usdoj.gov

Michael Jay Berger

on behalf of Debtor Leslie Klein michael.berger@bankruptcypower.com
yathida.nipha@bankruptcypower.com;michael.berger@ecf.inforuptcy.com

Michael L Wachtell

on behalf of Interested Party Courtesy NEF mwachtell@buchalter.com

Paul P Young

on behalf of Interested Party Courtesy NEF paul@cym.law jaclyn@cym.law

Ron Maroko

on behalf of U.S. Trustee United States Trustee (LA) ron.maroko@usdoj.gov

Theron S Covey

on behalf of Creditor Wilmington Savings Fund Society FSB, d/b/a Christiana Trust, not individually but as trustee for Pretium
Mortgage Acquisition Trust tcovey@raslg.com, sferry@raslg.com

United States Trustee (LA)

ustpreion16.la.ecf@usdoj.gov

TOTAL: 12

UNITED STATES BANKRUPTCY COURT
CENTRAL DISTRICT OF CALIFORNIA
LOS ANGELES DIVISION

FILED & ENTERED

MAR 10 2023

CLERK U.S. BANKRUPTCY COURT
Central District of California
BY may DEPUTY CLERK

In re:

Leslie Klein

Case No.: 2:23-bk-10990-SK

CHAPTER 11

ORDER:

(1) SETTING STATUS CONFERENCE;

**(2) REQUIRING DEBTOR TO APPEAR AND FILE
REPORT RE: STATUS OF REORGANIZATION AND
TO FILE UPDATED STATUS REPORTS;**

**(3) REQUIRING DEBTOR'S COUNSEL TO APPEAR
AT ALL HEARINGS IN THE CASE:**

**(4) GIVING NOTICE OF PROBABLE USE OF
COURT-APPOINTED EXPERT FOR CONTESTED
VALUATION REQUESTS;**

**(5) MANDATING USE OF SPECIFIC FORMS BY
NON-INDIVIDUAL AND INDIVIDUAL DEBTORS;
and**

**(6) ESTABLISHING PROCEDURE FOR MOTION
FOR ORDER APPROVING ADEQUACY OF
DISCLOSURE STATEMENT AND MOTION FOR
ORDER CONFIRMING PLAN**

**(7) RE: DUTY OF CARE REGARDING SCHEDULES
AND STATEMENTS FILED BY THE DEBTOR**

Chapter 11 Status Conference Date

Date: April 12, 2023

Time: 9:00 a.m.

Place: Courtroom 1575

Roybal Federal Building

255 E. Temple Street,

Los Angeles, CA 90012

1 **READ THIS ORDER CAREFULLY. FAILURE TO COMPLY WITH ITS TERMS MAY**
2 **RESULT IN THE CONVERSION OR DISMISSAL OF THE BANKRUPTCY CASE, OR**
3 **THE APPOINTMENT OF A CHAPTER 11 TRUSTEE. ADDITIONALLY, FAILURE TO**
4 **ABIDE BY ORDERS OF THE COURT DURING THE PENDENCY OF THE CASE MAY**
5 **ALSO RESULT IN THE CONVERSION OR DIMISSAL OF THE BANKRUPTCY**
6 **CASE, OR THE APPOINTMENT OF A CHAPTER 11 TRUSTEE.**

8
9 On February 22, 2023, **Leslie Klein** (Debtor) filed a Chapter 11 Subchapter V
10 voluntary individual petition, on March 8, 2023, the debtor filed an Addendum to the
11 voluntary petition (docket entry no. 33) filing under chapter 11 bankruptcy case (Case).
12 Pursuant to 11 U.S.C. § 105(d) and to expedite the disposition of the Case, the Court
13 orders the following:
14

15 **I. STATUS REPORT**

16 The Debtor shall file with the Court, deliver a Judge's copy to chambers, and serve the
17 United States Trustee, all secured creditors, the holders of the twenty (20) largest
18 unsecured claims and all official committees by **March 29, 2023**, a report regarding the
19 status of this reorganization case (Status Report). Failure to timely file and serve the
20 Status Report may result in the imposition of monetary sanctions or dismissal of the
21 case without further notice. The Status Report must be supported by admissible
22 evidence in the form of declarations and supporting documents and must:
23

- 24 A. Provide an estimate of when the Debtor plans to file and serve a motion for
25 order approving adequacy of disclosure statement (Disclosure Statement
26 Motion) and a motion for order confirming Chapter 11 Plan (Confirmation
27 Motion);
28

- 1 B. Propose a deadline for filing proofs of claims. If the Debtor does not believe
2 that a deadline for filing proofs of claims should be set during the initial status
3 conference in the Case, the Debtor must explain why;
4
5 C. Disclose whether Debtor has performed all of its duties under 11 U.S.C. §§
6 521, 1106 and 1107 and if not, why;
7
8 D. Describe concisely the post-petition operations of the Debtor (including
9 authority to use cash collateral), litigation in which the Debtor is involved and
10 the status of the Debtor's efforts to reorganize;
11
12 E. If Debtor's proposed counsel is not filing documents electronically via
13 CM/ECF, explain why not; and
14
15 F. Disclose whether Debtor has hired any professionals and, if so, whether the
16 professionals' employment has been approved by the Court. If such
17 employment has not been approved, then explain why, and provide a budget
18 of estimated fees and expenses to be incurred by the professionals employed
19 at the expense of the estate.

20 II. STATUS CONFERENCE

21 A status conference (Status Conference) will be held on **April 12, 2023, at 9:00 a.m. in**
22 **Courtroom 1575, Roybal Federal Building, 255 E. Temple Street, Los Angeles, CA**
23 **90012.**

24 If Debtor does not timely file and serve a Status Report and appear at the Status
25 Conference, the Court may order:

- 26 A. The appointment of a trustee pursuant to 11 U.S.C. § 1104(a);
27 B. The conversion of the Case to one under Chapter 7 pursuant to 11 U.S.C. §
28 105(a) and 11 U.S.C. § 1112(b); or

1 C. The dismissal of the Case pursuant to 11 U.S.C. § 105(a) and 11 U.S.C. §
2 1112(b) without further notice.

3 If Debtor timely files and serves a Status Report, including serving a Judge's copy, and
4 appears at the Status Conference, the Court will ordinarily:

5 A. Set deadlines for filing proofs of claim and hearings on objections to claims.

6 B. Set deadlines for filing the Disclosure Statement and Chapter 11 Plan and
7 deadlines for filing the Disclosure Statement Motion.

8 C. Set a hearing on a Disclosure Statement Motion.

9 D. If the deadlines set by the Court are not met, the Court may issue an order to
10 show cause why the Case should not be converted or dismissed.

11
12
13 **III. UPDATED STATUS REPORTS**

14 Debtor must file and serve an updated Status Report (USR) on the United States
15 Trustee, all secured creditors, the holders of the twenty (20) largest unsecured claims
16 and all official committees, and deliver a Judge's copy to chambers, at least 14 days
17 before each continued status conference. Each USR must include detailed information
18 regarding all significant events that have occurred in the Case from the petition date
19 until the date the USR is filed. Such information shall include:

20 A. The filing date, description, and disposition of all motions filed in the Case;

21 B. Updates regarding the status of any negotiations with creditors or other
22 parties;

23 C. The date the Court has set for filing a Disclosure Statement and Chapter 11
24 Plan, or if a Disclosure Statement and Plan have already been filed, the date
25 scheduled for approval of the Disclosure Statement Motion or Confirmation
26 Motion; and
27
28

1 D. Any other information the Debtor believes will assist the Court in
2 understanding the progress of the Case.

3 Failure to timely file and serve a USR before each continued status conference, or to
4 appear at each continued status conference, may result in the imposition of monetary
5 sanctions or dismissal of the case without further notice.
6

7 **IV. COUNSEL OF RECORD MUST APPEAR AT ALL HEARINGS**

8 Unless the Court waives appearances in a tentative ruling, Debtor's counsel of record
9 must appear at all hearings. Counsel of record must not send "appearances attorneys"
10 to appear on his/her behalf at any hearing in this Case.
11

12 **V. VALUATION REQUESTS**

13 If a request for a valuation of collateral under 11 U.S.C. § 506(a) and FRBP 3012 is
14 made, and more than one party intends to provide admissible evidence regarding value,
15 it is likely that the Court will also require the testimony of a court-appointed expert
16 pursuant to FRE 706(a). Cost of the expert will be shared equally by the parties and
17 must be paid within 7 days of receipt of a bill from the expert.
18

19 **VI. MANDATING USE OF SPECIFIC FORMS BY NON-INDIVIDUAL AND
INDIVIDUAL DEBTORS**

20 **A. Non-Individual Debtors**

21 Located on Judge Klein's website is a document entitled "Combined Disclosure
22 Statement and Plan of Reorganization" which contains an exemplar of a Disclosure
23 Statement and Plan in MS Word format. Unless Judge Klein orders otherwise, in all
24 non-individual debtor cases, the proponent of any Plan must use this exemplar when
25 drafting its Disclosure Statement and Plan.
26
27
28

1 B. Individual Debtors

2 For individual debtors, it is mandatory to use the LBR form motions and orders that are
3 numbered in the F 2081-1 series. The mandatory LBR form motions and orders are
4 available on the court website.
5

6 **VII. DISCLOSURE STATEMENT AND PLAN CONFIRMATION PROCEDURE**

7 A. Requests for orders approving disclosure statements under 11 U.S.C. § 1125
8 and for orders confirming a Plan of reorganization under 11 U.S.C. § 1129
9 must be made by motion within the meaning of Federal Rules of Bankruptcy
10 Procedure 9013 and 9014. All motions must be supported by evidence
11 admissible under the Federal Rules of Evidence and in compliance with Local
12 Bankruptcy Rule 9013-1(i).

13 B. After granting a Disclosure Statement Motion, the Court will:

- 14 1. Set a hearing on a Confirmation Motion.
15 2. Set a deadline for serving the approved disclosure statement and the
16 notice of hearing on the Confirmation Motion.
17 3. Set a deadline for creditors and equity security holders to transmit ballots
18 and preliminary objections to the Confirmation Motion to the proponent of
19 the Plan and the proponent's attorney.
20 4. Notice of the following must be filed and served in accordance with
21 Federal Rule of Bankruptcy Procedure 2002(b)-(d), (f)(11), (g)-(k), (p) and
22 3017-3020:
23 a. The hearing on the Confirmation Motion.
24 b. The deadline for filing and serving objections to the
25 Confirmation Motion; and
26 c. The deadline for voting on the Plan.
27
28

- 1 5. The ballot summary must be filed, served and a Judge's copy hand-
2 delivered to chambers no later than 14 days before the confirmation
3 hearing.
4
- 5 6. The Confirmation Motion must be served upon the U.S. Trustee, any
6 committee appointed under 11 U.S.C. § 1102, any party that has timely
7 filed and served a preliminary objection to confirmation by the balloting
8 deadline, and any party that has voted against the proposed Plan. A
9 Judge's copy must also be served as provided in Local Bankruptcy Rule
10 5005-2(d) and the Court Manual. The Confirmation Motion must meet at
11 least the following criteria:
 - 12 a. The Confirmation Motion must be supported by evidence
13 establishing that the Plan is confirmable under 11 U.S.C. §
14 1129.
 - 15 b. The Confirmation Motion must be served at least 36 days before
16 the confirmation hearing on the United States Trustee, any
17 official committee, and all creditors and equity security holders
18 who have filed and served on the Plan proponent a preliminary
19 objection to confirmation, and/or voted to reject the Plan; and
20 c. The Plan proponent must serve with the Confirmation Motion a
21 notice of the confirmation hearing date that contains, among
22 other information, notice of requirement that any party opposing
23 the Confirmation Motion must file and serve its written
24 opposition at least 14 days before the confirmation hearing date,
25 and the opposition must be supported by admissible evidence.
26

27 //


28 //

VIII. DUTY OF CARE REGARDING SCHEDULES AND STATEMENTS

Whether the Debtor files its schedules and statements using the 100 series (for individual debtors) or the 200 series (for non-individual debtors), the forms are mandatory and must be executed under penalty of perjury. Any disclaimers, reservations, caveats, general notes or exceptions that Debtor or their counsel may append to or include in such forms are ineffective to alter the duty of care or the level of detail required in connection with the preparation of these forms and do not create or preserve any rights that would not otherwise have existed in the absence of such language.

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Date: March 10, 2023


Sandra R. Klein
United States Bankruptcy Judge